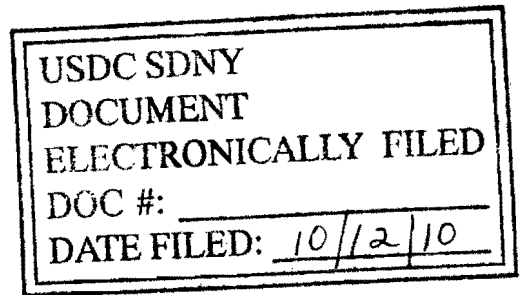


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



----- X
WB MUSIC CORP., a California corporation and :
WARNER/CHAPPELL MUSIC, INC., a Delaware :
corporation, :

Plaintiffs, :

v. :

THE LEONORE S. GERSHWIN 1987 TRUST, a :
California trust; MICHAEL S. STRUNSKY as :
trustee; THE ARTHUR GERSHWIN :
TESTAMENTARY TRUST, a New York trust; :
MARC GERSHWIN as trustee; MARC GERSHWIN :
individually; THE FRANCES GERSHWIN :
GODOWSKY REVOCABLE TRUST U/A :
AUGUST 29, 1983, a New York trust; LEOPOLD :
GODOWSKY III as trustee; LEOPOLD :
GODOWSKY III individually; ALEXIS :
GERSHWIN; GEORGIA KEIDAN; and NADIA :
NATALI, :

Defendants. :

No. 10 Civ. 2496 (RPP) (MHD)

~~PROPOSED~~ AMENDED SCHEDULING ORDER

WHEREAS, the parties to this matter jointly seek to modify the Court's Scheduling Order dated July 10, 2010, as previously amended September 10, 2010, so that they may continue to meet and confer on settlement and have the opportunity to mediate and resolve this dispute; and

WHEREAS, the Court has considered the parties' letter to the Court dated October 11, 2010;

IT IS HEREBY ORDERED that the Court's Scheduling Order dated July 10, 2010, as previously amended September 10, 2010, is further amended as follows:

1. The deadline for the parties to amend the pleadings is extended to December 1, 2010.

All other dates in the Court's Scheduling Order dated July 10, 2010, as previously amended September 10, 2010, shall remain the same.

SO ORDERED this 12th day of October, 2010.

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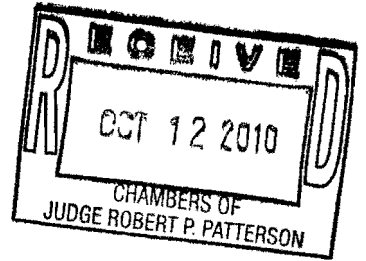
U.S.D.J.

Cowan, Liebowitz & Latman, P.C.

LAW OFFICES

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J. Christopher Jensen
Direct (212) 790-9204
jcj@ccll.com

October 11, 2010

VIA FACSIMILE (212) 805-7917

Hon. Robert P. Patterson, U.S.D.J.
United States District Court
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

Re: WB Music, et al. v. The Leonore S. Gershwin 1987 Trust, et al., No. 10
Civ. 2496

Dear Hon. Judge Patterson:

We represent The Arthur Gershwin Testamentary Trust, Marc Gershwin, The Frances Gershwin Godowsky Revocable Trust U/A August 29, 1983, Leopold Godowsky III, Alexis Gershwin, Georgia Keidan and Nadia Natali (collectively, the "George Gershwin Defendants") in the above-referenced litigation.

We write on behalf of and with the consent of all the parties to the litigation to request that the Scheduling Order dated July 7, 2010, be amended to extend the deadline for the parties to amend the pleadings until December 1, 2010. The current deadline to amend the pleadings is October 15, 2010, which date had been extended, by Order dated September 10, 2010, from the original amendment deadline of September 1, 2010.

The parties have been engaged in continuing settlement negotiations and have a mediation scheduled on November 10, 2010, before Hon. Magistrate Judge Dolinger. The proposed extension of the deadline to amend the pleadings would allow the parties to continue their settlement discussions and participate in the forthcoming mediation without the need to incur significant further litigation expenses.

A proposed amended scheduling order reflecting the parties' requested amendments is attached hereto for Your Honor's consideration.

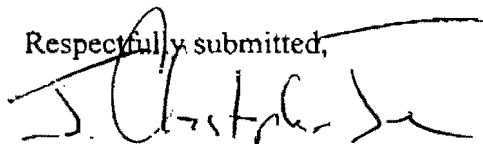
Cowan, Liebowitz & Latman, P.C.

Hon. Robert P. Patterson, U.S.D.J.

October 11, 2010

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Christopher Jensen", written over a horizontal line.

J. Christopher Jensen

Enclosure

cc: All Counsel of Record